

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 7719 of 1996

For Approval and Signature:

Hon'ble MR.JUSTICE M.S.PARIKH

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1. Whether Reporters of Local Papers may be allowed to see the judgements?
2. To be referred to the Reporter or not?
3. Whether Their Lordships wish to see the fair copy of the judgement?
4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder?
5. Whether it is to be circulated to the Civil Judge?

ROHITKUMAR R DESAI

Versus

REGIONAL PASSPORT OFFICER

Appearance:

MR MID PATEL for Petitioner

MS PROMILA SAFAYA for respondent.

CORAM : MR.JUSTICE M.S.PARIKH

Date of decision: 14/10/96

ORAL JUDGEMENT

1. Rule. Service of rule waived by Ms. Promila Safaya, learned advocate for respondent.

2. Heard. As between the school leaving certificate and the birth certificate the evidence of birth certificate is ordinarily more acceptable. Bearing in mind the facts and circumstances of the case, following direction is required to be issued :

3. The respondent - Passport Officer is hereby directed to act upon the Birth Certificate of the petitioner issued by the Registrar & Chief Officer, Godhra Municipality, Godhra, Dist. Panchmahals and process the issuance of passport in accordance with law and procedure which the respondent is required to follow.

Rule made absolute in the aforesaid terms. No order as to costs. D.S.P.

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